



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wagner et al.

Application No. 10/719,885

Filed: November 21, 2003

Confirmation No. 3269

For: GENES REGULATING CIRCADIAN
CLOCK FUNCTION AND
PHOTOPERIODISM

Examiner: Tara L. Garvey

Art Unit: 1638

Attorney Reference No. 1505-67088-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Agent
for Applicant(s)

Date Mailed November 9, 2004

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is an Amendment and Response for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	6	- 20*	= 0	\$18.00	\$ 0.00
Indep. Claims	2	3**	= 0	\$88.00	\$ 0.00
Mult. Dep. Claims Fee (if not previously paid)				\$300.00	\$0.00
One-month Extension of Time				\$110.00	\$0.00
Two-month Extension of Time				\$430.00	\$0.00
Three-month Extension of Time				\$980.00	\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

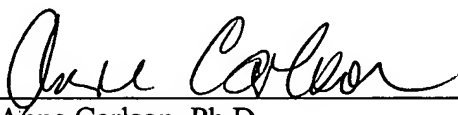


No additional fee is required.

- ☒ Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By 
Anne Carlson, Ph.D.
Registration No. 47,472

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AMENDMENT AND RESPONSE

This responds to the Office action dated August 9, 2004, for which a three-month period of reply was set, making a response due on or before November 9, 2004. It is believed that no fee is required; however if the Director determines that a fee is necessary to file this paper, deposit account authority is provided in the accompanying transmittal letter.

Please amend the referenced application as follows:

Amendments to the Specification are on page 2.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3.

Remarks begin on page 4.

A brief **Conclusion** is on page 6.